

THE HONORABLE JAMAL N. WHITEHEAD

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE VALVE ANTITRUST LITIGATION

No. 2:21-cv-00563-JNW

**STIPULATION AND (PROPOSED)
ORDER RE: SUMMARY JUDGMENT
AND *DAUBERT* BRIEFING**

**NOTE ON MOTION CALENDAR:
MAY 20, 2025**

The Parties have met and conferred with respect to the forthcoming briefing on summary judgment and *Daubert* motion(s), and to discuss filing and sealing confidential material in connection with the briefing. The Parties have agreed to the following procedure, and respectfully request that the Court enter an order reflecting the Parties' stipulation.

1. As a result of the meet and confer, the Parties expect that their briefs, expert reports, and declarations will quote from, and substantially paraphrase, Confidential and Highly Confidential – Attorney's Eyes Only material.

2. As a practical matter, in order to permit the upcoming briefing to proceed in a manner that protects the Parties' Confidential and Highly Confidential – Attorney's Eyes Only materials and complies with LCR 5(g) and the Stipulated Protective Order, Dkt. No. 95, the Parties propose the following.

- a. Pursuant to LCR 5(g)(2), the Court orders that each Party may initially file under seal summary judgement and/or *Daubert* briefs (including opening briefs, opposition briefs, and reply briefs), expert declarations or reports, exhibits, and all other evidence and declarations on which the Party relies.
- b. Within six weeks (42 days) of each filing, pursuant to LCR 5(g)(5), the Parties will meet and confer and, as appropriate, file replacement briefs, expert declarations or reports, exhibits, evidence, and declarations with necessary redactions, and a corresponding motion to seal pursuant to LCR 5(g)(3).

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED this 20th day of May, 2025.

s/ Alicia Cobb

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PURSUANT TO STIPULATION, IT IS SO ORDERED that:

1. The Parties are permitted to initially file summary judgment and *Daubert* briefs (including opening briefs, opposition briefs, and reply briefs), expert declarations or reports, exhibits, and all other evidence and declarations on which the Party relies, under seal.

2. The Parties shall meet and confer. Within forty-two (42) days of such filings, the Parties will, as appropriate, file replacement briefs, expert reports, exhibits, evidence, and declarations with necessary redactions, and a corresponding motion to seal.

DATED this ___ day of _____ 2025.

Hon. Jamal N. Whitehead
UNITED STATES DISTRICT JUDGE